IN THE HIGH COURT OF JUDICATURE AT PATNA
FA No.309 of 1996
M/S KIRAN FINE CHEMICAL WORKS,
Versus
STATE BANK OF INDIA
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18 11.9.2008 I.A. No. 4986 of 2007:

This application has been filed on behalf of the appellants stating therein that the parties have compromised the case.

The respondent Bank has acknowledged the receipt of Rs. 401,225/- and as such the appellants prays that they may be allowed to withdraw this first appeal.

Counsel for the respondent Bank is present and has no objection to the prayer of the appellant. It is however submitted that this Court should permit the parties to withdraw the appeal giving liberty to the parties to move the Court in case there is default with respect to the terms set out in I.A. No. 4986 of 2007.

This appeal is dismissed with the observation that either parties may invoke the default clause.

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haque **(Sheema Ali Khan, J.)**